

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

IN THE MATTER OF:

1825 18th Hospitality	
t/a Bar Charley's	Protest
1825 18th Street, NW	Hearing
Retailer CT - ANC-2B	(Status)
License No. 92461	
Case #13-PRO-00137	

(Substantial Change -  
Request to Change Hours of  
Operation and Sales)

March 5, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
DONALD BROOKS, Member  
MIKE SILVERSTEIN, Member  
HECTOR RODRIGUEZ, Member  
JAMES SHORT, Member

P-R-O-C-E-E-D-I-N-G-S

(9:45 a.m.)

CHAIRPERSON MILLER: The next  
Protest Hearing (Status) case is Case No. 13-  
PRO-00137, Bar Charley's located at 1825 18th  
Street, N.W., License No. 92461, in ANC-2B.

MR. KLINE: Good morning, Andrew  
Kline for the applicant.

MS. GREENBAUM: Jackie Greenbaum.

MR. BANKS: And Gordon Banks.

CHAIRPERSON MILLER: Are you the  
owners?

MS. GREENBAUM: Yes.

MR. BANKS: Yes.

MR. KLINE: They are.

CHAIRPERSON MILLER: Okay. And  
over here?

MR. FILDSTEIN: Mike Fildstein  
with ANC-2B.

MS. DIENER: Robin Diener with the  
Dupont Circle Citizens Association.

MS. PAYNE: Nell Payne on behalf

1 of a group of protesting neighbors.

2 CHAIRPERSON MILLER: Okay.

3 Welcome. All right. I don't see any issues  
4 in this case, such as standing or anything  
5 that we need to address. Is there anything?

6 All right. Then your Protest  
7 Hearing is scheduled for April 23, 2014 at  
8 1:30 p.m. And I'm just going to give you a  
9 little bit of instruction as I did in an  
10 earlier case with respect to the Protest  
11 Hearing.

12 The Protest Hearing is to  
13 determine the appropriateness of the  
14 establishment in the section of the District  
15 where the establishment is located. The Board  
16 is only going to hear issues related to the  
17 issue.

18 You should receive a Protest  
19 Information Form in the mail and an exhibit  
20 form. If you haven't received it yet, you can  
21 check with Tesha Anderson on that, if you  
22 haven't. These are very important forms. The

1 Protest Information Form, also known as the  
2 PIF, needs to be submitted seven days ahead of  
3 the hearing to the Board and to all parties.

4 If it is not, the application or  
5 the protest could be dismissed. So this is  
6 really important. We don't like to do that,  
7 but that is our rule. Also, if we don't  
8 receive a copy of the exhibit form and the  
9 exhibits themselves, your exhibits may be  
10 excluded from the record upon a finding that  
11 the opposing party has been prejudiced or no  
12 good cause for the failure to submit has been  
13 shown.

14 Likewise, witnesses other than a  
15 party may be subject to exclusion if not  
16 identified on the PIF. So these are very  
17 important. They help the Board and the  
18 parties narrow the issues for the hearing, so  
19 pay particular attention to these deadlines.

20 Okay. If you have any questions,  
21 you can contact Ms. Anderson at 442-6492 or  
22 our General Counsel, Martha Jenkins. Okay.

1 Do you have any questions?

2 MR. KLINE: No, we do not.

3 CHAIRPERSON MILLER: All right.

4 Thank you very much.

5 MR. KLINE: Thank you.

6 MR. FILDSTEIN: Thank you.

7 (Whereupon, the Protest (Status)

8 Hearing in the above-entitled matter was

9 concluded at 9:48 a.m.)

10

11

12

13

14

15

16

17

18

19

20

21

22

<p><b>A</b></p> <p>a.m 2:2 5:9</p> <p>above-entitled 5:8</p> <p>address 3:5</p> <p>ahead 4:2</p> <p>Alcoholic 1:2,12,13</p> <p>ANC-2B 1:7 2:6,19</p> <p>Anderson 3:21 4:21</p> <p>Andrew 2:7</p> <p>applicant 2:8</p> <p>application 4:4</p> <p>appropriateness 3:13</p> <p>April 3:7</p> <p>Association 2:21</p> <p>attention 4:19</p>	<p>Counsel 4:22</p> <p>CT 1:7</p> <p><b>D</b></p> <p>D.C 1:14</p> <p>days 4:2</p> <p>deadlines 4:19</p> <p>determine 3:13</p> <p>Diener 2:20,20</p> <p>dismissed 4:5</p> <p>District 1:1 3:14</p> <p>DONALD 1:18</p> <p>Dupont 2:21</p>	<p>help 4:17</p> <p>Hospitality 1:5</p> <p>Hours 1:9</p> <p><b>I</b></p> <p>identified 4:16</p> <p>important 3:22 4:6 4:17</p> <p>Information 3:19 4:1</p> <p>instruction 3:9</p> <p>issue 3:17</p> <p>issues 3:3,16 4:18</p>	<p>needs 4:2</p> <p>neighbors 3:1</p> <p>Nell 2:22</p> <p>NW 1:6</p> <p><b>O</b></p> <p>Okay 2:16 3:2 4:20 4:22</p> <p>Operation 1:10</p> <p>opposing 4:11</p> <p>owners 2:12</p> <p><b>P</b></p> <p>P-R-O-C-E-E-D-... 2:1</p>	<p>Room 1:13</p> <p>rule 4:7</p> <p>Ruthanne 1:14,17</p> <p><b>S</b></p> <p>Sales 1:10</p> <p>scheduled 3:7</p> <p>section 3:14</p> <p>see 3:3</p> <p>seven 4:2</p> <p>SHORT 1:19</p> <p>shown 4:13</p> <p>SILVERSTEIN 1:18</p>
<p><b>B</b></p> <p>Banks 2:10,10,14</p> <p>Bar 1:6 2:5</p> <p>behalf 2:22</p> <p>Beverage 1:2,12,13</p> <p>bit 3:9</p> <p>Board 1:2,13 3:15 4:3,17</p> <p>BROOKS 1:18</p> <p>Building 1:13</p>	<p><b>E</b></p> <p>earlier 3:10</p> <p>establishment 3:14 3:15</p> <p>excluded 4:10</p> <p>exclusion 4:15</p> <p>exhibit 3:19 4:8</p> <p>exhibits 4:9,9</p> <p><b>F</b></p> <p>failure 4:12</p> <p>Fildstein 2:18,18 5:6</p> <p>finding 4:10</p> <p>form 3:19,20 4:1,8</p> <p>forms 3:22</p>	<p><b>J</b></p> <p>Jackie 2:9</p> <p>JAMES 1:19</p> <p>Jenkins 4:22</p> <p><b>K</b></p> <p>Kline 2:7,8,15 5:2,5</p> <p>known 4:1</p> <p><b>L</b></p> <p>License 1:7 2:6</p> <p>Likewise 4:14</p> <p>little 3:9</p> <p>located 2:5 3:15</p> <p><b>M</b></p>	<p>p.m 3:8</p> <p>particular 4:19</p> <p>parties 4:3,18</p> <p>party 4:11,15</p> <p>pay 4:19</p> <p>Payne 2:22,22</p> <p>PIF 4:2,16</p> <p>prejudiced 4:11</p> <p>PRESENT 1:16</p> <p>presiding 1:15</p> <p>PRO-00137 2:5</p> <p>protest 1:6 2:4 3:6 3:10,12,18 4:1,5 5:7</p> <p>protesting 3:1</p>	<p>standing 3:4</p> <p>Status 1:7 2:4 5:7</p> <p>Street 1:6,14 2:6</p> <p>subject 4:15</p> <p>submit 4:12</p> <p>submitted 4:2</p> <p>Substantial 1:9</p> <p>Suite 1:14</p> <p><b>T</b></p> <p>t/a 1:6</p> <p>Tesha 3:21</p> <p>Thank 5:4,5,6</p>
<p><b>C</b></p> <p>case 1:8 2:4,4 3:4 3:10</p> <p>cause 4:12</p> <p>Chairperson 1:14 1:17 2:3,11,16 3:2 5:3</p> <p>Change 1:9,9</p> <p>Charley's 1:6 2:5</p> <p>check 3:21</p> <p>Circle 2:21</p> <p>Citizens 2:21</p> <p>COLUMBIA 1:1</p> <p>concluded 5:9</p> <p>contact 4:21</p> <p>Control 1:2,12,13</p> <p>copy 4:8</p>	<p><b>G</b></p> <p>General 4:22</p> <p>give 3:8</p> <p>going 3:8,16</p> <p>good 2:7 4:12</p> <p>Gordon 2:10</p> <p>Greenbaum 2:9,9 2:13</p> <p>group 3:1</p> <p><b>H</b></p> <p>hear 3:16</p> <p>hearing 1:6,13 2:4 3:7,11,12 4:3,18 5:8</p> <p>HECTOR 1:19</p>	<p>mail 3:19</p> <p>March 1:11</p> <p>Martha 4:22</p> <p>matter 1:4 5:8</p> <p>MEETING 1:3</p> <p>Member 1:18,18,19 1:19</p> <p>met 1:13</p> <p>Mike 1:18 2:18</p> <p>Miller 1:14,17 2:3 2:11,16 3:2 5:3</p> <p>morning 2:7</p> <p><b>N</b></p> <p>N.W 1:14 2:6</p> <p>narrow 4:18</p> <p>need 3:5</p>	<p><b>Q</b></p> <p>questions 4:20 5:1</p> <p><b>R</b></p> <p>really 4:6</p> <p>receive 3:18 4:8</p> <p>received 3:20</p> <p>record 4:10</p> <p>Reeves 1:13</p> <p>related 3:16</p> <p>Request 1:9</p> <p>respect 3:10</p> <p>Retailer 1:7</p> <p>right 3:3,6 5:3</p> <p>Robin 2:20</p> <p>RODRIGUEZ 1:19</p>	<p><b>U</b></p> <p><b>V</b></p> <p><b>W</b></p> <p>Washington 1:14</p> <p>Welcome 3:3</p> <p>witnesses 4:14</p> <p><b>X</b></p> <p><b>Y</b></p> <p><b>Z</b></p> <p><b>0</b></p> <p><b>1</b></p> <p>1:30 3:8</p> <p>13 2:4</p>

**13-PRO-00137** 1:8

**14th** 1:13

**1825** 1:5,6 2:5

**18th** 1:5,6 2:5

---

**2**

---

**2000** 1:13

**20009** 1:14

**2014** 1:11 3:7

**23** 3:7

---

**3**

---



---

**4**

---

**400S** 1:14

**442-6492** 4:21

---

**5**

---

**5** 1:11

---

**6**

---



---

**7**

---



---

**8**

---



---

**9**

---

**9:45** 2:2

**9:48** 5:9

**92461** 1:7 2:6